



Entered on Docket  
January 27, 2011

A handwritten signature in black ink, appearing to read "Bruce A. Markell".

Hon. Bruce A. Markell  
United States Bankruptcy Judge

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*Attorneys for Alleged Debtor, South Edge, LLC*

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA**

In re:  
  
SOUTH EDGE, LLC,  
Alleged Debtor.

Case No. 10-32968-bam

Chapter 11 (Involuntary)

**ORDER DENYING IMMEDIATE RELIEF  
FOLLOWING PRELIMINARY HEARING AND  
SETTING FINAL HEARING ON MOTION FOR  
RELIEF FROM STAY BY C & S COMPANY  
INC.**

**Hearing**

**Date: January 18, 2011  
Time: 10:00 a.m.**

1 The Court held a hearing on January 18, 2011 (the “Hearing”) on the *Motion for Relief from*  
2 *Stay* (“Motion”) filed by C & S Company, Inc. (“C&S”) [ECF No. 41], to which Merchants Bonding  
3 Company (“Merchants”) filed the *Merchants Bonding Company’s Joinder with C&S Company,*  
4 *Inc.’s Motion for Relief from Automatic Stay* (“Merchants Joinder”) [ECF No. 168] and to which  
5 JPMorgan Chase Bank, N.A., for itself and as Administrative Agent filed the *Joinder of JPMorgan*  
6 *Chase Bank, N.A., and Statement in Support of C&S Company, Inc.’s Motion for Relief from*  
7 *Automatic Stay* (“JPMorgan Joinder”) [ECF No. 226]. Appearances were made as reflected in the  
8 record of the hearing.

9 The Court has considered the pleadings filed in respect of the Motion, the Merchants Joinder  
10 and the JPMorgan Joinder, the record in this involuntary case, and the arguments and representations  
11 of counsel. For the reasons stated by the Court on the record of the Hearing, the Court hereby  
12 **ORDERS** the following:

- 13 1. The Hearing constitutes a preliminary hearing on the Motion.
- 14 2. The Motion is denied on an interim basis, and the automatic stay shall continue in  
15 effect without modification or annulment with respect to the matters that are the  
16 subject of the Motion, pending a final hearing on the Motion.
- 17 3. The Court will begin its final hearing on the Motion following conclusion of the trial  
18 (the “Trial”) on the involuntary petition and, if applicable, the pending motion for  
19 appointment of a trustee. The Trial will begin on January 24, 2011, and continue  
20 thereafter as directed by the Court.

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1 PREPARED AND SUBMITTED BY:

2 **KLEE, TUCHIN, BOGDANOFF & STERN LLP**

3  
4 By:   
5

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**SUBMISSION TO COUNSEL FOR APPROVAL PURSUANT TO LOCAL RULE 9021**

In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

\_\_\_\_\_ The court has waived the requirement set forth in LR 9021(b)(1).

\_\_\_\_\_ No party appeared at the hearing or filed an objection to the motion.

  X   I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

APPROVED:           Michael Van (C&S Company)  
                          Robert J. Berens (Merchants Bonding Company)  
                          Rob Charles (JPMorgan and other entities)  
                          Brian Holthus (Credit Agricole Corporate and Investment Bank)

DISAPPROVED:           None

FAILED TO RESPOND:   None

\_\_\_\_\_ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of this order.

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